In the High Court of Judicature at Madras

Dated:20.04.2006

Coram:

The Hon'ble Mr. Justice P.SATHASIVAM

and

The Hon'ble Mr. Justice J.A.K.SAMPATHKUMAR

Habeas Corpus Petition No.218 of 2006

C.Govindappa Naidu .. Petitioner

vs.

1. The Sub Inspector of Police
   D6 Podatturpet Police Station
   Podatturpet, Pallipattu Taluk
   Tiruvellore District.

2. Venkatesan
3. Murali
4. Hemadhri
5. Ankaiah
6. Purushothaman
7. Malleswari
8. Bharathi
9. Gajendran .. Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of writ of habeas corpus as stated therein.

For petitioner : Mr.Y.Jyothish Chander

For respondents : Mr.Varadharajan
for Mr.Abudukumar Rajarathinam
Govt. Advocate (Crl.side) for R1

ORDER

(Order of the Court was made by P. SATHASIVAM,J.)

The petitioner C.Govindappa Naidu, has filed this petition for production of his daughter minor G. Nadhiya before this Court and handover the custody to him.

2. Pursuant to the direction of this Court, the first respondent produced the detenue by name minor G. Nadhiya. We enquired her. According to her, her date of birth is 01.06.1989. The Secondary School Leaving Certificate and another certificate issued by the Headmaster also show her date of birth as 01.06.1989.

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She further expressed that under compulsion and coercion she was taken to Bangalore and marriage was performed with the second respondent. She also expressed that she is willing to go along with her parents. Her parents also present before us. In view of her willingness and the statement made before us, we permit the petitioner to take his daughter minor G.Nadhiya.

With the above direction, this petition is disposed of.

kh

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1. The Sub Inspector of Police
   D6 Podatturpet Police Station
   Podatturpet, Pallipattu Taluk
   Tiruvellore District.

2. The Public Prosecutor, High Court, Madras.

+ one cc to Mr.Y.Jyothish Chander, Sr.No.19828.

HPR (CO)
RSM/26.4.2006

H.C.P.No.218 of 2006

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